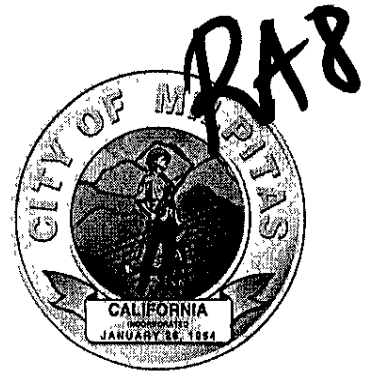


MEMORANDUM

City Hall Project



Date: May 28, 2003
To: Honorable Mayor and City Council
Through: Tom Wilson, City Manager
From: ✓ Greg Armendariz, City Hall Project Manager
Subject: Attachment to Council Agenda Item RA7: Progress Report on Civic Center

Resolutions Granting Final Acceptance

Two construction contracts (Mauck Sheetmetal and Insul-crete) were completed one year ago, and Council adopted a resolution granting initial acceptance last May 21, 2002. The one-year warranty period has expired and the work has been inspected and approved by staff. Staff recommends adoption of a resolution granting final acceptance of both contracts and release of the bonds.

Purchase Orders

Four purchase orders are recommended for approval.

A purchase order summary sheet providing a description of the work for each purchase order is attached.

Third and Fourth Floor Improvements

Modular furniture to create the third floor counter space will be installed Saturday May 31st. Security devices will be installed and wired after the counter installation. New illuminated exit signs and power wiring into the furniture will also be done. The third floor improvement project is ahead of schedule and on budget.

Preparation of detailed plans for the fourth floor improvements are continuing.

Budget

The project contingency balance is **\$162,183**, after approval of the purchase orders recommended above.

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY
OF MILPITAS RELEASING IMPROVEMENT BOND

WHEREAS, certain improvements were installed in Milpitas City Hall Project No. 8026 under and pursuant to the provisions of an improvement contract between the City of Milpitas, a municipal corporation of the State of California, and Mauck Sheet Metal; and

WHEREAS, said Mauck Sheet Metal, as principal, and the First National Insurance Company of America as surety, executed a certain faithful performance bond conditioned upon the faithful performance of the provisions of said improvement contract and upon the faithful performance of all improvement work required thereunder; and

WHEREAS, said improvements were completed, finally inspected by the RDA Project Manager of the City of Milpitas, and accepted; and

WHEREAS, a period of one year or more has expired after the date of said acceptance of said improvements; and

WHEREAS, the RDA Project Manager has advised said City Council that Mauck Sheet Metal has remedied, restored, repaired, or replaced at his sole expense and to the satisfaction of said RDA Project Manager all defects, damages, or imperfections, if any there were, due to or arising from faulty materials or workmanship and appearing within said period of one year from the date of acceptance; and

WHEREAS, said RDA Project Manager recommends to the City Council of said City, that said faithful performance bond be released.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Milpitas as follows:

That the certain performance bond furnished by the above Mauck Sheet Metal, as principal, and the above named surety in connection with those certain improvements for the above designated project, is hereby released and discharged; provided, however, that nothing herein contained shall in any way be deemed to be a waiver, release or relinquishment by City of any obligations imposed upon the contractor or his surety, or sureties, by law or by the above referred to improvement contract, save and except those obligations specifically mentioned herein.

PASSED AND ADOPTED this ____ day of _____, 2003, by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

ATTEST:

APPROVED:

Gail Blalock, City Clerk

Jose S. Esteves, Mayor

Steven T. Mattas, City Attorney

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY
OF MILPITAS RELEASING IMPROVEMENT BOND

WHEREAS, certain improvements were installed in Milpitas City Hall Project No. 8026 under and pursuant to the provisions of an improvement contract between the City of Milpitas, a municipal corporation of the State of California, and Insul-Crete; and

WHEREAS, said Insul-Crete, as principal, and the Travelers Casualty and Surety Company of America as surety, executed a certain faithful performance bond conditioned upon the faithful performance of the provisions of said improvement contract and upon the faithful performance of all improvement work required thereunder; and

WHEREAS, said improvements were completed, finally inspected by the RDA Project Manager of the City of Milpitas, and accepted; and

WHEREAS, a period of one year or more has expired after the date of said acceptance of said improvements; and

WHEREAS, the RDA Project Manager has advised said City Council that Insul-Crete has remedied, restored, repaired, or replaced at his sole expense and to the satisfaction of said RDA Project Manager all defects, damages, or imperfections, if any there were, due to or arising from faulty materials or workmanship and appearing within said period of one year from the date of acceptance; and

WHEREAS, said RDA Project Manager recommends to the City Council of said City, that said faithful performance bond be released.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Milpitas as follows:

That the certain performance bond furnished by the above Insul-Crete, as principal, and the above named surety in connection with those certain improvements for the above designated project, is hereby released and discharged; provided, however, that nothing herein contained shall in any way be deemed to be a waiver, release or relinquishment by City of any obligations imposed upon the contractor or his surety, or sureties, by law or by the above referred to improvement contract, save and except those obligations specifically mentioned herein.

PASSED AND ADOPTED this ____ day of _____, 2003, by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

ATTEST:

APPROVED:

Gail Blalock, City Clerk

Jose S. Esteves, Mayor

Steven T. Mattas, City of Milpitas

City Hall Project

Proposed Change Orders for Council approval - June 3, 2003

		Funding Source				
		HOLDS OR UNBOUGHTS		OTHER CIP PROJECTS		PROJECT CONTINGENCY
Change Order #	Description	amount	Description	amount	CIP project description	amount
				Contingency as of May 6, 2003 (Includes interest earnings of \$233,000)		\$ 168,942
Proposed Purchase Orders						
1	Environmental Health Consultants					
	Payment Final Report and lab results for City Hall Project					\$ 2,280
3	Floos USA					
	Additional Task lights for workstations.					\$ 170
3	S&L Fence					
	Installation of fences and gates on the City Hall garage to secure attic stock areas.					\$ 3,159
4	Surah Inc.					
	Purchase of miscellaneous ergonomic computer items such as keyboards, mouse, keyboard tray etc.					\$ 1,150
Cost Sub-totals		\$ -		\$ -		\$ 6,759

Grand total for all change orders = \$ 6,759

Totals Project Contingency Funds Remaining = \$ 162,183

**Civic Center Project
Budget Summary
As of May 27, 2003**

Total Civic Center Project Budget	38,506,918
Expended and Committed to Date:	
Expenditures paid to date (through 05/27/03)	37,949,068 (1)
Contracts and encumbrances approved by Council	<u>388,908</u>
Total Expended and Committed to Date	<u>38,337,976</u> (2)
Uncommitted Budget	168,942
Holds and Unboughts	<u>0</u> (3)
Remaining Project Contingencies	<u>168,942</u> (4)

(1) Represents 98.55% of total Civic Center Project budget

(2) Represents 99.56% of total Civic Center Project budget

(3) Represents 0.00% of total Civic Center Project budget (3rd Floor Public Access Remodel)

(4) Represents 0.44% of total Civic Center Project budget